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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

BRIAN BALLENTINE, an individual;
CATALINO DAZO, an individual; and
KELLY PATTERSON, an individual;

Plaintiffs,

vs.

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT, in its official capacity;
DETECTIVE CHRISTOPHER T. TUCKER,
as an individual and in his official capacity as
a Las Vegas Metropolitan Police Department
Detective; SERGEANT MIKE WALLACE,
as an individual and in his official capacity as
a Las Vegas Metropolitan Police Department
Sergeant; LIEUTENANT JOHN LIBERTY,
as an individual and in his official capacity as
a Las Vegas Metropolitan Police Department
Lieutenant,

Defendants.

Case. No.: 2:14-cv-01584-APG-EJY

STIPULATION AND ORDER TO
EXTEND THE DEADLINE TO FILE
THE PRE-TRIAL ORDER
(FOURTH REQUEST)

Plaintiffs Brian Ballentine, Catalino Dazo, and Kelly Patterson (“Plaintiffs”), by and through their counsel Margaret A. McLetchie, Esq. and Defendant Detective Christopher Tucker, by and through his counsel Craig R. Anderson, Esq., hereby stipulate and agree to extend the current deadline to file a Joint Pretrial Order of July 22, 2022, by fourteen (14) days, up to and including August 5, 2022.

In an April 21, 2022, Order on Mandate (ECF No. 258), this Court set the deadline to submit a Proposed Joint Pretrial Order by May 20, 2022. As reflected in this Court’s May 19, 2022, Order (ECF No. 260) the parties stipulated to a three-week extension of this

1 deadline. As further reflected in this Court's June 10, 2022, Order (ECF No. 262) the parties
2 stipulated to another three-week extension of this deadline. As further reflected in this
3 Court's June 30, 2022 Order (ECF No. 264) the parties stipulated to another three-week
4 extension of this deadline.

5 The parties are working together on a draft of the Pretrial Order and agree that the
6 requested extension of this deadline is necessary because staff absences due to illness, as
7 well as the caseloads and other responsibilities of counsel for Plaintiffs, have not allowed
8 them sufficient time to prepare the Joint Pretrial Order by the current deadline. Specifically,
9 the parties require more time to meet and confer regarding potential trial dates, witnesses,
10 and exhibits.

11 It is notable that a trial date has not yet been set in this matter, and as such, the trial
12 will not need to be postponed due to the requested extension. This is the fourth request for
13 an extension of this deadline since this case was remanded to this Court from the Ninth
14 Circuit Court of Appeals. This extension is being sought in good faith and not for the
15 purpose of delay.

16 DATED this 22nd day of July, 2022.

DATED this 22nd day of July, 2022.

17 /s/ Margaret A. McLetchie
18 Margaret A. McLetchie, Esq.
19 Nevada Bar No. 10931
20 MCLETCHIE LAW
21 602 South Tenth Street
Las Vegas, Nevada 89101
22 Attorney for Plaintiffs

/s/ Craig R. Anderson
Craig R. Anderson, Esq.
Nevada Bar No. 6882
MARQUIS AURBACH
10001 Park Run Drive
Las Vegas, NV 89145
22 Attorney for Defendant

ORDER

IT IS SO ORDERED:


25 Clayton J. Zoucha
26 UNITED STATES MAGISTRATE JUDGE
27
28

Dated this 25th day of July, 2022.